

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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| Application of: HARIRI, Robert J.   | Confirmation No.: 6313                                  |
| Application No.: 10/721,144   | Group Art Unit: 1636                                    |
| Filed: November 25, 2003  | Examiner: Catherine S. Hibbert                          |
| For: CYTOTHERAPEUTICS,<br>CYTOTHERAPEUTIC UNITS<br>AND METHODS FOR<br>TREATMENTS USING THEM | Attorney Docket No.: 9516-495-999<br>CAM: 501872-999494 |

**AMENDMENT UNDER 37 C.F.R. § 1.116**

Mail Stop AF  
Commissioner for Patents  
PO BOX 1450  
Alexandria, Virginia 22313-1450

Sir/Madam:

In response to the Notice of Non-Compliant Amendment ("Notice") mailed August 17, 2009 in connection with the above-identified patent application, please consider and enter the following amendments and remarks. Applicant requests an additional month extension of time from August 2, 2009 to and including September 2, 2009 for response. The Notice requires an indication that the term "1%" in line 4 of claim 31 in the Amendment filed August 3, 2009 ("Amendment") is newly added text. Applicant hereby resubmits the Amendment, with the term "1%" in line 4 of claim 31 underlined to indicate that it is newly added text.

**Amendments to the claims** are reflected in the listing of claims that begins on page 2 of this paper.

**Remarks** begin on page 5 of this paper.

DO NOT ENTER: /C.H./